

Redacted Pursuant to Protective Order at Request of Defendants

1406-03-06 CT-2130  
Figueira Decl. Tab 214

To: "Copyright Service" <copyright@youtube.com>  
From: "Sergio Ortiz" [REDACTED]  
Cc:  
Bcc:  
Received Date: 2006-05-14 04:10:02 GST  
Subject: Re: Video Rejected: Copyright Infringement

→ Ok thank for the info and patience. My video served it's pupose so I'm not mad for it being removed. I added it because I noticed other similar videos on the site and so I felt I was not doing anything against the rules. Thank for the time and patience.

Copyright Service <copyright@youtube.com> wrote: You Tube does not regularly monitor our members' videos for instances of copyright infringement just as we do not under any circumstances assist members in producing their own videos. We do, however, take copyright laws seriously, and so when we are notified that a video uploaded to our site infringes another's copyright, we respond promptly.

Please check out the YouTube's Copyright Tips at: [http://www.youtube.com/t/howto\\_copyright](http://www.youtube.com/t/howto_copyright), where you can learn more about YouTube's Terms of Use as well as guidelines that help you determine whether your video infringes someone else's copyright.

Hope this helps.

The YouTube Team

Sergio Ortiz wrote:

- > It helps a little bit, but my next question is, How does a video in violation of copyrights infringement get to be posted on youtube.
- > considering these videos get processed first? Does a person process it or is there some other method. Also, knowing that you contain a lot of copyrighted media, why don't you guys remove it instead of wait around for a complaint? Basically everyone else gets away with it while I am now warned about it. Seems odd again. So what would happen if I report the entire youtube website and it's content? Would you guys remove your illegal media then?

> /\*Copyright Service /\* wrote:

- > We remove videos when we receive a complaint from a rights holder.
- > Hope this helps,
- > The YouTube Team

> Sergio Ortiz wrote:

- > > You guys have TONS of South Park Clips... is mine the only one in violation? You have WWF/WWE Media, WCW Media, Tons of Media that is liable for infringement of copyrights and your site promotes it.
- > Seems odd.

> /\*DMCA Complaints /\* wrote:

- > > YouTube Logo
- > > Dear Member:

> > This is to notify you that we have removed or disabled access to the  
> > following material as a result of a third-party notification by  
> > Comedy Central claiming that this material is infringing:  
> > South Park Clip: <http://www.youtube.com/watch?v=3iF9IKFRnGE>  
> > \*Please Note:\* Repeat incidents of copyright infringement will  
> > result in the deletion of your account and all videos uploaded to  
> > that account. In order to avoid future strikes against your account,  
> > please delete any videos to which you do not own the rights, and  
> > refrain from uploading additional videos that infringe on the  
> > copyrights of others. For more information about YouTube's copyright  
> > policy, please read the Copyright Tips  
> > guide.  
> > If you elect to send us a counter notice, to be effective it must be  
> > a written communication provided to our designated agent that  
> > includes substantially the following (please consult your legal  
> > counsel or see 17 U.S.C. Section 512(g)(3) to confirm these  
> > requirements):  
> > (A) A physical or electronic signature of the subscriber.  
> > (B) Identification of the material that has been removed or to which  
> > access has been disabled and the location at which the material  
> > appeared before it was removed or access to it was disabled.  
> > (C) A statement under penalty of perjury that the subscriber has a  
> > good faith belief that the material was removed or disabled as a  
> > result of mistake or misidentification of the material to be removed  
> > or disabled.  
> > (D) The subscriber's name, address, and telephone number, and a  
> > statement that the subscriber consents to the jurisdiction of  
> > Federal District Court for the judicial district in which the  
> > address is located, or if the subscriber's address is outside of the  
> > United States, for any judicial district in which the service  
> > provider may be found, and that the subscriber will accept service  
> > of process from the person who provided notification under  
> > subsection (c)(1)(C) or an agent of such person.  
> > Such written notice should be sent to our designated agent as  
> follows:  
> > DMCA Complaints  
> > YouTube, Inc.  
> > PO Box 2053  
> > San Mateo, CA 94401  
> > Email: [copyright@youtube.com](mailto:copyright@youtube.com)  
> > Please note that under Section 512(f) of the Copyright Act, any  
> > person who knowingly materially misrepresents that material or  
> > activity was removed or disabled by mistake or misidentification may  
> > be subject to liability.  
> > Sincerely,  
> > YouTube, Inc.  
> > Copyright © 2006 YouTube, Inc.  
> > [abuse-copyright.tmpl](#)  
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